Date of Deposit: June 25, 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Nishikawa et al.

Confirmation No.:

9089

Serial Number:

10/593,518

Examiner:

Elly G. Stoica

Filing Date:

May 22, 2007

Art Unit:

1647

For:

GENE PROMOTING VASCULAR ENDOTHELIAL CELL GROWTH

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

In response to the Restriction Requirement mailed on May 28, 2008, Applicants elect Group III, claims 18-26, drawn to a polypeptide encoded by the polynucleotide of Invention I, without traverse.

A response is due on or before June 28, 2008. As such Applicants believe no fees are due with this submission. However, the Commissioner is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0311, Reference No. 29473-013 US NATL.

Respectfully submitted.

Ingrid A. Beattie, Reg. No. 42,306

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Date: June 25, 2008